

Twelve Benefit Corporation (Ira Dassa)

Please see the attached for Twelve Benefit Corporation's informal comments.



March 3, 2026

Submitted electronically at <https://ecology.commentinput.com/?id=HreYsPb4D>

Ms. Lauren Sanner
Department of Ecology
Climate Pollution Reduction Program
P.O. Box 47600
Olympia, WA 98504-7600

Re: Informal Comments on Ecology's January 20, 2026, Clean Fuels Program
Rulemaking Announcement Notice

Dear Ms. Sanner:

Twelve™ Benefit Corporation (Twelve) appreciates the opportunity to provide informal comments in response to the Department of Ecology's (Ecology) January 20, 2026, notice that it is commencing a new rulemaking to update the Clean Fuels Program (CFP) Rule (i.e., Chapter 173-424 of the Washington Administrative Code (WAC)).

In its announcement and the accompanying CR-101 form, Ecology indicated that in addition to implementing Second Substitute House Bill 1409, it "will also consider other technical amendments necessary to improve implementation of the [CFP] rule," and it specifically invited public input on topics that should be considered as part of the rulemaking.¹ Twelve takes this opportunity to strongly encourage Ecology to include in the rulemaking technical amendments to the regulatory provisions the Department finalized last October on the use of a utility-specific carbon intensity (CI) for alternative jet fuel (and alternative marine fuel) production. These provisions, which now appear in WAC 173-424-610(9)(n), were supposed to codify an Interpretive Statement that Ecology issued in early 2024 and enable fuel producers to utilize a utility-specific CI for "electrolysis process energy." In the Concise Explanatory Statement that accompanied the October final rule, Ecology explained that the provisions are intended "to address the need for more low-carbon fuel options for hard-to-decarbonize sectors" like aviation and maritime.² Unfortunately, this laudable intent will likely be frustrated without technical amendments to particular aspects of section 173-424-610(9)(n).

Thank you for your attention to this brief submission. Twelve will remain fully engaged in the rule development phase (as well as the later, formal rule proposal stage), and as the rulemaking progresses, we will be pleased to offer suggested amendments for Ecology's consideration. In

¹ See <https://ecology.wa.gov/rulemaking-announcement-wac-173-424-455-1-20-26>.

² *Concise Explanatory Statement – Chapter 173-424 WAC Clean Fuels Program Rule; Summary of Rulemaking and Response to Comments*, at 64 (October 2025), available at <https://apps.ecology.wa.gov/publications/documents/2514090.pdf>.

the meantime, please do not hesitate to contact me or Ira Dassa (ira.dassa@twelve.co) if you have any questions.

Sincerely yours,

Andrew Stevenson

Andy Stevenson
Vice President of Commercial
Twelve Benefit Corporation
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